

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

**RICHARD DARON KENNEDY,**  
**AIS 196984,**

**Petitioner,**

**vs.**

**LEON FORNISS,**

**Respondent.**

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**CA 10-0251-CG-C**

**ORDER**

After due and proper consideration of all portions of this file deemed relevant to the issues raised, and a de novo determination of those portions of the recommendation to which objection is made, the recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) and dated September 14, 2010, is **ADOPTED** as the opinion of this Court.

**DONE** and **ORDERED** this 23rd day of September, 2010.

/s/ Callie V. S. Granade  
UNITED STATES DISTRICT JUDGE